IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

MONDAY, THE TWENTY NINTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HONOURABLE SRI JUSTICE G.BIKSHAPATHY

AND

THE HONOURABLE SRI JUSTICE B.SESHASAYANA REDDY

WRIT APPEAL NO : 2005 OF 2004

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 9-9-2002 in Writ Petition No. 8206 of 1991 on the file of the High Court.)

Between:

The Management of Heavy Water Project, Manuguru, Khammam District A.P.

..... APPELLANT/PETITIONER

AND

The workmen of Heavy Water Project (Manuguru) represented by HWP(M) Contract workers and Employes Asociation (AITUC), Manuguru, Khammam District.

.....RESPONDENT/RESPONDENT

Counsel for the Appellant : MR. A. Rajasekhar Reddy, S.C.for Central Government.

Counsel for the Respondent : MR.K. Bathi Reddy.

The Court at admission stage, made the following :

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JUDGMENT : (Per Sri Justice G.Bikshapathy)

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Heard the learned counsel for the appellant and also the learned counsel for the respondent.

2. Perused the application in W.A.M.P.No.1292 of 2004. We have find that the delay has been satisfactorily explained and the delay is condoned.

3. The Writ Appeal is filed against the order dated 9-9-2002 passed by the learned Single Judge of this Court.

4. The matter relates to the regularization of certain workmen employees in Heavy Water Project, Manuguru. The management challenged the award passed by the Industrial Tribunal wherein a direction was issued to regularize the services of 185 workmen by following the instructions issued by Department of Personnel and Training (DPT) vide O.M.No.51016/2790-ESTT. (C) dated 10-9-1993. The said writ petition came to be disposed of by the learned single Judge with the following direction:

> *"The learned counsel for the management submitted that out of 185 workmen, 150 workmen were regularized and the balance is only 30 workmen. Recording the statement of learned counsel for the Management and in view of the fact that the Management has already acted upon the award, it would suffice if a direction is given to the management to regularize the services of the remaining workmen. The Management is accordingly directed to regularize the services of the remaining workmen if they are found eligible for regularization on par with other workmen who were already absorbed in pursuance of the Award.*
>
> *With the above direction, the writ petition is disposed."*

5. In view of the submission by the learned Counsel for the Central Government, the order of the learned Single Judge cannot be said to be illegal and we find no merits in this writ appeal.

6. Accordingly, the Writ Appeal is dismissed. No costs.

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G.BIKSHAPATHY,J

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B.SESHASAYANA REDDYI,J

Dated 29th November, 2004

Dvs

To

1. The Management of Heavy Water Project, Manuguru, Khammam

District A.P.

2. Two CD copies.

THE HONOURABLE SRI JUSTICE G.BIKSHAPATHY

AND

THE HONOURABLE SRI JUSTICE B.SESHASAYANA REDDY

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W.A. No. 2005 of 2004

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Dated 29th November, 2004